

#5-1/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Connell et al. DOCKET NO.: ALT-5604D CONT of DIV III
SERIAL NO: 09/689,503 ART UNIT: 1723
FILED: October 12, 2000 EXAMINER: J. Drodge
INVENTION: "METHOD AND APPARATUS FOR KIDNEY DIALYSIS"

Assistant Commissioner for Patents
Washington, D.C. 20231

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**CLARIFICATION REGARDING
INFORMATION DISCLOSURE STATEMENT FILED ON OCTOBER 12, 2000**

On October 12, 2000, Applicants filed an Information Disclosure Statement. In the Information Disclosure Statement, Applicants cited, *inter alia*, four documents that bore the title "Nephrology Dialysis Transplantation -- Official Publication of the European Dialysis and Transplant Association -- European Renal Association." The purpose of this document, in part, is to clarify that Applicants did not submit the entire publication for each one of those documents. Instead, Applicants submitted what they believe are the relevant portions of the documents.

Specifically, with respect to Volume 2, Applicants submitted the cover page, page A2, two pages of announcements and page 278 that contains abstracts 28-30. Applicants specifically directed the Patent Office's attention to abstract No. 28, entitled "Individual Course of Dialysis with Computer Modeling Dialysis (CMD)."

With respect to Volume 3, Applicants submitted the cover page, page A2, the first page of announcements and two pages, 95 and 96, bearing the heading "Does Better Technology Replace Professional Dialysis Staff?" Applicants note for the record that this article is actually from Aspects of Renal Care 3 (a copy of what appears to be the cover page and table of contents of that document is enclosed).

With respect to Volume 4, Applicants submitted the cover page, page A4, and attached thereto were two documents entitled "Computer Modulated Profile Hemodialysis (CMP-HD) and Vasoactive Hormones" and "Computer-Modulated Profile Hemodialysis (CMP-HD) versus Standard Bicarbonate Hemodialysis (BIC-HD)." These documents, it appears, were erroneously attached to the Volume 4 document. These documents appear to be from New Therapeutic Strategies in Nephrology, Proceedings of the 3rd International Meeting on Current Therapy in Nephrology, Sorrento, Italy, May 27-30, 1990. A copy of what appears to be the cover page of that document and the table of contents is enclosed.

With respect to Volume 5, Applicants submitted the cover page, what appears to be a second page of the document and two articles entitled "Modulated Dialysis: A New Strategy for the Treatment of Intradialytic Intolerance" pp 154-155 and "Computerised Monitoring of Sodium and Fluid During Haemodialysis" pp 162-164.

Applicants also note that the previous Information Disclosure Statement incorrectly identified two documents as "Fresenius, A 2008 D Dialysis System Brochure." One of the documents should have been identified as "Fresenius 2008 B Dialysis System Brochure."

A Supplemental PTO-1449 Form correctly indicating the above is attached hereto and Applicants request that the Patent Office, after it considers the above documents, initial and date

the form. For the Patent Office's convenience, Applicants are submitting a copy of all of the documents identified on the enclosed PTO 1449 form.

Applicants look forward to early and favorable consideration of this matter.

Respectfully submitted,

(Reg. No. 30,142)

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